

BOARD OF PUBLIC WORKS AND SAFETY
Agenda Request Form

(Form B-01-2012)

Organizations and individuals are asked to submit a request form and supporting documents to be placed on the agenda. You will be contacted by the City confirming the date of the meeting in which your request will be heard.

Please make sure that your contact information is accurate in case we need to get in touch with you. The Board of Works meets on the 1st and 3rd Monday of each month at 5:00 p.m. in City Hall located at 70 E. Monroe Street.

Date Submitted:	2/5/2016	Requested Meeting Date:	03/07/2016		
		Confirmed Meeting Date:			
Received by:					
Contact Information: Please provide all requested information in the fields below. (Print or Type)					
On Behalf of Organization or Individual:		City of Franklin			
Name:	Lynnette Gray		Telephone:	(317) 738-3365	
Title or Position:	City Attorney				
E-Mail:	lynng@jgmlawfirm.com				
Address:	63 E. Court St.				
City:	Franklin	State:	IN	ZIP:	46131
Who will attend the meeting and present the request?					
Name:	Lynnette Gray & Rhoni Oliver		Telephone:	(317) 738-3365	
Title or Position:	City Attorney – Community Development Specialist				
E-Mail:	lynng@jgmlawfirm.com; roliver@franklin.in.gov				
Please describe the purpose or title of your presentation.					
To request approval of Resolution No. 2016-02 accepting assignments of five (5) 2015 tax sale certificates from Johnson County, Indiana;					
Supporting documents: All supporting documents should be submitted with the request form.					
1. Resolution 2016-02-A Resolution accepting Assignments of Five (5) 2015 Tax Sale Certificates from Johnson County, Indiana Pursuant to Indiana Code § 6-1.1-24-9 and § 36-1-11-8					

RESOLUTION OF THE CITY OF FRANKLIN BOARD OF WORKS

RESOLUTION No.: 2016-02

**A RESOLUTION ACCEPTING ASSIGNMENTS OF FIVE (5) 2015 TAX SALE CERTIFICATES FROM
JOHNSON COUNTY, INDIANA PURSUANT TO
INDIANA CODE § 6-1.1-24-9 AND § 36-1-11-8**

WHEREAS, the City of Franklin by and through its Board of Works (hereinafter referred to as "City") is a government organization providing services to the citizens of Franklin, Indiana;

WHEREAS, the Johnson County Auditor and the Johnson County Treasurer conducted and completed its 2015 tax sale pursuant to Indiana Code 6-1.1-24 on October 1st, 2015;

WHEREAS, the following real estate in Johnson County, Indiana was offered for sale in the 2015 tax sale, and an amount was not received equal to or in excess of the minimum sale price prescribed by IC. 6-1.1-24-5(e) and (f):

Key Number / Property ID #: 41-08-14-013-043.000-009
Brief Legal Description: HAMILTON & OYLER ADD LOT 44
Street Address or other common description: 0 Cincinnati Street, Franklin, IN
Tax Sale Certificate No: 411500062
(hereafter referred to as "Parcel One")

Key Number / Property ID #: 41-08-14-014-062.000-009
Brief Legal Description: EARLYWINE ADD LOT 10 VACATED ALLEY 7' X 112.5'
Street Address or other common description: 0 Ott Street, Franklin, IN
Tax Sale Certificate No: 411500064
(hereafter referred to as "Parcel Two")

Key Number / Property ID #: 41-08-14-033-031.000-009
Brief Legal Description: KINGS ADD #4 E ½ PT LOT 2
Street Address or other common description: 551 West Madison Street, Franklin, IN
Tax Sale Certificate No: 411500078
(hereafter referred to as "Parcel Three")

Key Number / Property ID #: 41-08-14-032-061.000-009
Brief Legal Description: THOMPSON & MCNUTT ADD LOT 35
Street Address or other common description: 599 West Adams Street, Franklin, IN
Tax Sale Certificate No: 411500075
(hereafter referred to as "Parcel Four")

Key Number / Property ID #: 41-08-14-041-043.000-009
Brief Legal Description: HICKS & HAMILTON ADD #10 LOT 2
Street Address or other common description: 348 Kentucky Street, Franklin, IN
Tax Sale Certificate No: 411500085
(hereafter referred to as "Parcel Five")

All the above properties shall be referred to hereafter collectively as "the Parcels."

WHEREAS, pursuant to I. C. 6-1.1-24-6(a), the Johnson County Board of Commissioners ("County") acquired a lien in the amount of the minimum sale price with respect to the Parcels;

WHEREAS, the Johnson County Auditor has issued tax sale certificates to the County for the Parcels pursuant to I.C. 6-1.1-24-6(b) and 6-1.1-24-9;

WHEREAS, pursuant to I.C. 6-1.1-24-6(b), when the County acquired its lien on the parcels, no money was paid by the County;

WHEREAS, Indiana Code 6-1.1-24-9(d) authorizes the County to assign a certificate of sale held in the name of the County to any political subdivision during the life of the tax sale certificate;

WHEREAS, the Parcels are located in the City of Franklin, Indiana;

WHEREAS, the County, by and through its Board of Commissioners, and the City of Franklin, Indiana, by and through its Board of Public Works and Safety ("City"), have determined that it would be in the best interests of Johnson County and the City if the tax sale certificates for the Parcels were assigned from the County to the City, Indiana pursuant to Indiana Code 6-1.1-24-9(d);

WHEREAS, the County and the City agree that no money shall be paid by the City for the assignment of the tax sale certificates for the Parcels to the City;

WHEREAS, the City desires to accept an assignment of the tax sale certificates held by the County for the Parcels;

WHEREAS, the City agrees that after the tax sale certificates are assigned to the City, the City, through its lawfully authorized representatives, will give statutory notices, and, if not redeemed, perform all steps required by Indiana statutes to obtain title in the name of the City to the Parcels through the issuance of a tax deed from the Auditor of Johnson County;

WHEREAS, Indiana Code 36-1-11-8 authorizes the transfer of property between governmental entities upon terms and conditions agreed upon by the entities as evidenced by the adoption of a substantially identical resolution by each entity;

WHEREAS, the County has agreed to adopt a substantially identical resolution to authorize the assignment of the tax sale certificates for the Parcels held in the name of the County to the City;

WHEREAS, the City by adopting this substantially identical resolution is authorized to accept the tax sale certificates for the Parcels;

BE IT THEREFORE RESOLVED the City of Franklin does hereby adopt the above aforementioned as findings of fact;

IT IS FURTHER RESOLVED that following the County and City's adoption of substantially identical resolutions to authorize the assignment of the tax sale certificates for the Parcels held in the name of the County to the City of Franklin, Indiana, the County will assign the tax sale certificates for the Parcels to the City pursuant to I.C. 6-1.1-24-9(c) and (d).

IT IS FURTHER RESOLVED that no money shall be paid by the City for the assignment of the tax sale certificates for the Parcels;

IT IS FURTHER RESOLVED that following assignment of the tax sale certificates, the City will give notice and take all steps necessary to obtain title to the Parcels. If the Parcels are not redeemed, the City, through its authorized representatives will follow and comply with the required statutory procedures for the issuance of a tax title deed for the Parcels from the Johnson

County Auditor to the City, a City incorporated within the State of Indiana, pursuant to I.C.6-1.1-25-1 et seq.

IT IS FURTHER RESOLVED this Resolution shall be in full force and effect from and after its passage and as provided by applicable law and take effect immediately upon adoption.

Introduced & Approved by the Board of Public Works and Safety of the City of Franklin, Johnson County, Indiana this _____ day of March, 2016.

CITY OF FRANKLIN, INDIANA, BY ITS BOARD OF PUBLIC WORKS AND SAFETY

Voting Affirmative:

Voting Opposed:

Mayor Joseph E. McGuinness

Mayor Joseph E. McGuinness

Steve Barnett

Steve Barnett

Robert Swinehamer

Robert Swinehamer

Attest:

Jayne Rhoades, Clerk Treasurer

Prepared by: Lynnette Gray
Attorney No.: 11567-41